

**FILED**

APR 07 1998

UNITED STATES  
ENVIRONMENTAL PROTECTION AGENCY  
REGION 9

ENVIRONMENTAL PROTECTION AGENCY  
REGION IX  
HEARING CLERK

In re: )  
 )  
CATALINA YACHTS, INC., )  
 )  
Respondent. )  
 )

Docket No. EPCRA-09-94-0015

MOTION FOR ADDITIONAL TIME FOR  
PARTIES TO FILE REPLY BRIEFS

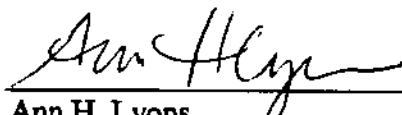
On March 26, 1998, the United States Environmental Protection Agency ("EPA") and Catalina Yachts, Inc. ("Catalina") each filed and served a Notice of Appeal from the penalty calculation in an Initial Decision filed on February 6, 1998. Pursuant to 40 C.F.R. § 22.30(a)(2), the reply briefs are due to be filed with the Environmental Appeals Board ("Board") on April 15, 1998.

EPA and Catalina have conferred. Both parties intend to file a reply brief, and both parties are requesting an additional nine days in which to prepare and file its respective reply brief. EPA believes that the additional time is necessary to coordinate review between its regional and Headquarters offices, which constitutes good cause under 40 C.F.R. § 22.07(b). If this extension is granted, both EPA and Catalina would file reply briefs with the Board on April 24, 1998.

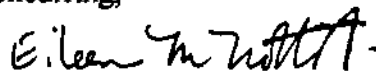
Counsel for Catalina Yachts, Inc. has reviewed a draft of this Motion, and concurs in this request.

Dated: April 7, 1998

Respectfully submitted,

  
Ann H. Lyons  
Counsel for EPA

Concurring,

  
Eileen M. Nottoli

Dated: April 7, 1998

CERTIFICATE OF SERVICE

I hereby certify that the original of the foregoing Motion For Additional Time For Parties To File Reply Briefs was filed with the Regional Hearing Clerk, Region 9, and that a copy was sent by EPA Pouch Mail to:

Clerk of the Board  
Environmental Appeals Board  
United States Environmental Protection Agency  
MC1103B  
401 M Street, S.W.  
Washington, D.C. 20460

and by First Class Mail to:

Robert D. Wyatt, Esquire  
James L. Meeder, Esquire  
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BEVERIDGE & DIAMOND  
One Sansome Street, Suite 3400  
San Francisco, CA 94104

4.9.98  
Date

Jan Taber  
Office of Regional Counsel  
U. S. Environmental Protection  
Agency, Region 9